

14/Notice of Appeal

PTO/SB/31 (02-01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>		<b>Docket Number (Optional)</b> 358594-00010-2	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Assistant Commissioner for Patents, Washington D.C. 20231" on <u>1-10-2002</u> .  Signature <u>Jean Laible</u> Typed or printed name <u>JEAN LAIBLE</u>		In re Application of <b>Pankaj Modi</b>	
		Application Number 09/538,829	Filed March 30, 2000
		For METHOD FOR ADMINISTERING INSULIN TO THE BUCCAL REGION	
		Group Art Unit 1615	Examiner T. Ware
Applicant hereby <b>appeals</b> to the Board of Patent Appeals and Interferences from the last decision of the examiner.  The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ <u>320.00</u> .  <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ <u>160.00</u> . <input type="checkbox"/> A check in the amount of the fee is enclosed. <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. <input type="checkbox"/> The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>02-2556</u> . I have enclosed a duplicate copy of this sheet. <input checked="" type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.  <b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>  I am the <input type="checkbox"/> applicant/inventor. <input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96) <input checked="" type="checkbox"/> attorney or agent of record. <input type="checkbox"/> attorney or agent acting under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a) _____  NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below".  <input checked="" type="checkbox"/> Total of <u>1</u> forms are submitted.			

Ret  
1-21-02

Debra Z. Anderson  
Signature  
  
Debra Z. Anderson  
Typed or printed name  
1/10/2002  
Date

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01/22/2002 TSUGGS 00000011 022556 09538829

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Received from &lt;412 566 6099&gt; at 1/10/02 11:39:12 AM [Eastern Standard Time]

PTO/SB/17 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032  
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**FEE TRANSMITTAL  
for FY 2001**

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

(\$)

565.00

**Complete if Known**

Application Number	09/538,829
Filing Date	March 30, 2000
First Named Inventor	Pankaj Modi
Examiner Name	T. Ware
Group Art Unit	1615
Attorney Docket No.	358594-00010-2

**METHOD OF PAYMENT**

- 1.
- ☒
- The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number **Eckert Seamans Cherin & Mellott**Deposit Account Name **02-2556**

- ☒
- Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

- ☒
- Applicant claims small entity status. See 37 CFR 1.27

- 2.
- ☐
- Payment Enclosed:

☐ Check ☐ Credit card ☐ Money Order ☐ Other**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Small Entity

Fee Code (\$) Fee Code (\$) Fee Description

101	710	201	355	Utility filing fee	
106	320	208	160	Design filing fee	
107	430	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	

Fee Paid

SUBTOTAL (1) (\$) 0.00

**2. EXTRA CLAIM FEES**

Total Claims	Extra Claims	Fee from below	Fee Paid
0	-20** = 0	X	0.00
0	-3** = 0	X	0.00
Multiple Dependent			

Large Entity Small Entity

Fee Code (\$) Fee Code (\$) Fee Description

103	18	203	0	Claims in excess of 20	
102	80	202	40	Independent claims in excess of 3	
104	270	204	135	Multiple dependent claim, if not paid	
109	60	209	40	** Reissue independent claims over original patent	
110	18	210	0	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$) 0.00

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid		
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
118	390	218	195	Extension for reply within second month	405.00
117	890	217	445	Extension for reply within third month	
118	1,390	218	695	Extension for reply within fourth month	
128	1,890	228	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	160.00
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	241	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	130	123	130	Petitions related to provisional applications	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	710	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))	
179	710	279	355	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 565.00

**SUBMITTED BY**Name (Print Type) **Debra Z. Anderson**Registration No.  
(Attorney/Agent)

44,506

**Complete (if applicable)**Telephone **412.566.1910**

Signature

Date

1/10/2002

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PTO/SB/97 (12-97)  
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ATTN: Examiner T. Ware Fax: 703.746.3161

**Certificate of Transmission under 37 CFR 1.8**

TOTAL PAGES ATTACHED: 3

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on January 10, 2002  
Date

  
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Jean Laible

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify  
each submitted paper.

Re: U.S.S.N. 09/538,829, Filed: March 30, 2000  
Entitled: "Method for Administering Insulin to the Buccal Region"  
Attorney Docket No.: 358594-00010-2

Attorney: Debra Z. Anderson, Esquire Phone 412.566.1910  
Eckert Seamans Cherin & Mellott  
600 Grant Street, 44th Floor - Pittsburgh, PA 15219

Enclosed: Notice of Appeal (PTO/SB/31)  
Request for Extension of Time  
Fee Transmittal

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